

Remarks/Arguments:

These amendments were submitted in a paper dated February 2, 2007. In an Advisory Action dated March 5, 2007, applicants were informed that the amendments would not be entered. The amendments in this response are made to the claims as examined in the Office Action made Final dated December 6, 2006. Amendments herein are made to place the application in condition for allowance, and Applicants respectfully request reconsideration of the application. Claims 1-8 are pending in the application, and stand rejected at present.

Claims 1-8 are rejected under 35 U.S.C. 103(a) as being unpatentable over Parlar et al. (USP 6,631,764) in view of Fischer et al. (USP 3,753,903). Claim 1 has been amended herein to overcome the rejection. Applicant declares that no new matter is added by this amendment, and support in the specification as filed is found at paragraphs (0008) and (0029). The combination of Parlar and Fischer does not teach or suggest a method using a composition consisting of gravel and a brine-in-oil emulsion carrier fluid, where the selection of a brine-in-oil forming emulsifier is limited to a sorbitan fatty acid ester emulsifier is based upon the ratio of the shoulder peak relative to the monomer peak when analyzed by gel permeation chromatography. Therefore, without a teaching or suggestion, thus motivation to combine, the invention as claimed is non-obvious over the combination of references.

Amendments to the independent claims have been made to place the application in better condition for allowance. Amendments made to the independent claims are applicable to the claims dependent thereon. If the Examiner believes that the prosecution of the application would be facilitated by a telephone interview, Applicants invite the Examiner to contact the undersigned at 281-285-8606. The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 04-1579 (56.0773).

Respectfully submitted,



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